

110TH CONGRESS  
2D SESSION

# H. R. 6400

To authorize a State to transfer or consolidate funds made available to such State under certain transportation, education, and job training programs after the United States experiences economic growth at an annual rate of less than 1 percent for 2 calendar quarters.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2008

Mr. HOEKSTRA (for himself, Mr. WALBERG, Mr. ROGERS of Michigan, Mr. UPTON, Mr. MCCOTTER, Mr. CAMP of Michigan, Mrs. MILLER of Michigan, Mr. TIBERI, Mr. KLINE of Minnesota, Mr. GOHMERT, Mr. DOOLITTLE, Mr. HERGER, Mrs. SCHMIDT, Mr. BARTLETT of Maryland, Mrs. BACHMANN, Mr. PENCE, Mr. FEENEY, Mrs. MUSGRAVE, and Mr. CAMPBELL of California) introduced the following bill; which was referred to the Committee on Education and Labor, and in addition to the Committees on Transportation and Infrastructure and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To authorize a State to transfer or consolidate funds made available to such State under certain transportation, education, and job training programs after the United States experiences economic growth at an annual rate of less than 1 percent for 2 calendar quarters.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “State Temporary Eco-  
3 nomic Priority (STEP) Act”.

4 **SEC. 2. PURPOSE.**

5       It is the purpose of this Act to authorize a State to  
6 transfer or consolidate funds made available to such State  
7 under certain transportation, education, and job training  
8 programs after the United States experiences economic  
9 growth at an annual rate of less than 1 percent for 2 cal-  
10 endar quarters.

11 **SEC. 3. AUTHORITY TO TRANSFER OR CONSOLIDATE CER-**  
12 **TAIN FUNDS.**

13       (a) **AUTHORITY AVAILABLE.**—

14           (1) **IN GENERAL.**—A State may transfer or  
15 consolidate funds under subsections (b), (c), and (d)  
16 beginning with the calendar quarter after the United  
17 States experiences economic growth at an annual  
18 rate of less than 1 percent for 2 calendar quarters  
19 and continuing until 18 months after the United  
20 States experiences economic growth at an annual  
21 rate of 1 percent or more for 2 calendar quarters.

22           (2) **TREATMENT OF TRANSFERRED OR CON-**  
23 **SOLIDATED FUNDS.**—Funds transferred or consoli-  
24 dated under subsections (b), (c), or (d) shall be used  
25 in accordance with the statutory and regulatory re-

quirements applicable to the program to which the funds are transferred or consolidated.

(b) TRANSPORTATION FUNDS.—

(1) IN GENERAL.—In applying subsection (a), a State may transfer, in such amounts as the State determines appropriate, any funds apportioned and allocated to such State from amounts made available from the Highway Trust Fund (26 U.S.C. 9503 et seq.), other than the Mass Transit Account, to any of the apportionments and allocations for the following programs authorized by title 23, United States Code:

(A) The interstate maintenance program under section 119.

(B) The National Highway System under section 103(b).

(C) The surface transportation program under section 133.

(D) The highway bridge replacement and rehabilitation program under section 144.

(2) EXEMPT TRANSPORTATION FUNDS.—The funds made available for the highway safety improvement programs authorized by section 148 and chapter 4 of title 23, United States Code, shall not

1 be subject to transfer or consolidation under sub-  
2 section (a).

3 (c) FEDERAL EDUCATION FUNDS.—In applying sub-  
4 section (a), a State may, in such amounts as the State  
5 determines appropriate from any funds made available to  
6 such State under any formula grant programs carried out  
7 under any of the following provisions of the Elementary  
8 and Secondary Education Act of 1965 (20 U.S.C. 6301  
9 et seq.), transfer or consolidate such funds between and  
10 among such programs:

11 (1) Part A of title I (Improving Basic Pro-  
12 grams Operated by Local Educational Agencies).

13 (2) Subpart 1 of part B of title I (Reading  
14 First).

15 (3) Subpart 3 of part B of title I (William F.  
16 Goodling Even Start Family Literacy Programs).

17 (4) Subpart 4 of part B of title I (Improving  
18 Literacy Through School Libraries).

19 (5) Part C of title I (Education of Migratory  
20 Children).

21 (6) Part D of title I (Prevention and Interven-  
22 tion Programs for Children and Youth who are Ne-  
23 glected, Delinquent, or At-Risk).

24 (7) Part F of title I (Comprehensive School Re-  
25 form).

1           (8) Part H of title I (School Dropout Preven-  
2       tion).

3           (9) Subpart 1 of part A of title II (Teacher and  
4       Principal Training and Recruiting Fund (Grants to  
5       States)).

6           (10) Part B of title II (Mathematics and  
7       Science Partnerships).

8           (11) Part D of title II (Enhancing Education  
9       Through Technology).

10          (12) Part A of title III (English Language Ac-  
11       quisition, Language Enhancement, and Academic  
12       Achievement).

13          (13) Part A of title IV (Safe and Drug-Free  
14       Schools and Communities).

15          (14) Part B of title IV (21st Century Commu-  
16       nity Learning Centers).

17          (15) Subpart 2 of part A of title V (Innovative  
18       Programs (State Programs)).

19          (16) Subpart 1 of part A of title VI (Improving  
20       Academic Achievement (Accountability)).

21       (d) JOB TRAINING FUNDS.—In applying subsection  
22   (a), a State may, in such amounts as the State determines  
23   appropriate from any funds made available to such State  
24   under the following job training programs, transfer or con-  
25   solidate such funds between and among such programs:

1           (1) Any formula grant program carried out  
2           under the Workforce Investment Act of 1998 (29  
3           U.S.C. 2801 et seq.).

4           (2) Any funds made available to the State  
5           under part II of subchapter B of chapter 2 of title  
6           II of the Trade Act of 1974 (19 U.S.C. 2295 et  
7           seq.).

8           (e) DEFINITIONS.—In this Act—

9           (1) the phrase “economic growth at an annual  
10          rate of less than 1 percent for 2 calendar quarters”  
11          means, that for 2 consecutive calendar quarters, real  
12          gross domestic product, as announced by Bureau of  
13          Economic Analysis of the Department of Commerce,  
14          has experienced—

15                (A) an annual rate of decrease for such  
16                quarters;

17                (B) no change in the annual rate for such  
18                quarters; or

19                (C) an increase at an annual rate of less  
20                than 1 percent for such quarters; and

21          (2) the phrase “economic growth at an annual  
22          rate of 1 percent or more for 2 calendar quarters”  
23          means an increase in real gross domestic product at  
24          an annual rate of 1 percent or more for 2 consecu-  
25          tive calendar quarters, as announced by the Bureau

1 of Economic Analysis of the Department of Com-  
2 merce for such quarters.

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